

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:14-CV-344-D

BOBBYDYNE MCMILLAN, )  
                          )  
Plaintiff,            )  
                          )  
v.                     )                           **ORDER**  
                          )  
CUMBERLAND COUNTY SCHOOLS,    )  
CUMBERLAND COUNTY BOARD        )  
OF EDUCATION, and              )  
JOSEPH M. LOCKLEAR,            )  
                          )  
Defendants.            )

On January 23, 2015, defendants filed a motion to dismiss [D.E. 30]. The motion to dismiss [D.E. 30] is DENIED. Whether plaintiff will survive a motion for summary judgment is an issue for another day.

SO ORDERED. This 18 day of March 2015.

  
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JAMES C. DEVER III  
Chief United States District Judge